

CR 87-26

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STATE OF WISCONSIN)
DEPARTMENT OF AGRICULTURE,) SS.
TRADE & CONSUMER PROTECTION)

SEP 14 1987
1:45 pm
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TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Joan M. Arnoldi, Administrator of the Animal Health Division of the State of Wisconsin, Department of Agriculture, Trade and Consumer Protection, and custodian of the official records of said Division, do hereby certify that the annexed order amending Chapter Ag 10, Wis. Adm. Code, relating to rules concerning restrictions on cattle and American bison imported into this state from brucellosis class "B" or "C" states.

I further certify that said copy has been compared by me with the original on file in the Department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department at the Department offices in the city of Madison, this 8 day of September, 1987.


Joan M. Arnoldi
Administrator
Animal Health Division

SEP 14 1987

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ORDER OF THE STATE OF WISCONSIN

DEPARTMENT OF AGRICULTURE, TRADE AND CONSUMER PROTECTION

ADOPTING, AMENDING OR REPEALING RULES

1 Relating to rules concerning restrictions on cattle and
2 American bison imported into this state from brucellosis class "B"
3 or "C" states.

Analysis Prepared by the
Department of Agriculture, Trade and Consumer Protection

The importation and movement of animals is regulated by the Department of Agriculture, Trade and Consumer Protection in order to protect the animal industry in this state from communicable diseases of bovine and other animals. Rules adopted to accomplish this objective are located in Chapter Ag 10, Wis. Adm. Code. Brucellosis is a highly contagious and infectious bacterial disease of cattle and American bison. In these animals it causes abortion, reproductive failure and loss of productivity. Current regulations require a brucellosis vaccination, with certain exceptions, for cattle imported into this state. The exemptions apply primarily to breeding stock in which vaccination at an early age is ineffective. Unless imported animals of breeding stock age originate from a certified brucellosis-free herd or area, additional restrictions or import requirements are necessary.

The animal and plant health inspection service of the U.S. Department of Agriculture ("federal bureau") classifies entire states or smaller geographic areas within a state as certified brucellosis-free, class "A," "B," or "C" areas. The amendment to s. Ag 10.02(1) authorizes the department to deny importation of cattle originating from a brucellosis class B or C state unless the cattle are either spayed, castrated, "F" branded (signifying "feeder" cattle) and shipped to a feedlot, or originate from a certified brucellosis-free herd. The new requirements will greatly reduce the chances of introducing brucellosis into Wisconsin from out-of-state sources and better enable this state to maintain its status as a certified brucellosis-free state.

A further technical amendment is also proposed. Section Ag 10.02(1)(a)5 was created effective 7-1-83, and later repealed effective 6-1-85. At the time of repeal, a cross-reference to par. (a)(5) in par. (c)3 was inadvertently omitted from the repeal. Since the new brucellosis import requirements create a new par. (a)5, the obsolete cross-reference is deleted.

1 Pursuant to the authority vested in the state of Wisconsin
2 department of agriculture, trade and consumer protection by
3 ss. 93.07(1) and (10) and 95.26(6), Stats., the department repeals,
4 amends and creates rules interpreting sections 93.07(10) and 95.26,
5 Stats., as follows:

6 SECTION 1. Ag 10.02(1)(title) is amended to read:

7 Ag 10.02(1) PERMIT; CERTIFICATE OF VETERINARY INSPECTION OR
8 INTERSTATE HEALTH CERTIFICATE.

9 SECTION 2. Ag 10.02(1) is amended to read:

10 (1) No person ~~shall~~ may import cattle or American bison into
11 this state unless premovement authorization for entry has been
12 granted by the department and the animals are accompanied by
13 a certificate of veterinary inspection or an interstate health
14 certificate. The department shall grant or deny premovement
15 authorization within 5 business days after a request for
16 premovement authorization has been made to the department, provided
17 that the request is accompanied by all requisite information and
18 documentation. The department may deny premovement authorization
19 and import of cattle or American bison into this state if the
20 animals originate from any state classified by the federal bureau
21 as a brucellosis B or C state unless the cattle are spayed,
22 castrated, "F" branded and shipped directly to an approved feedlot,
23 or originate from a certified brucellosis-free herd.

24 SECTION 3. Ag 10.02(1)(a)5 is created to read:

25 Ag 10.02(1)(a)(5). The conditions which qualify animals
26 originating from a brucellosis B or C state for importation into

1 this state.

2 SECTION 4. Ag 10.02(1)(c)3 is amended to read:

3 (c) 3. Animals shipped for exhibition only if the animals
4 are accompanied by an interstate health certificate which includes
5 thereon a report of a negative brucellosis, tuberculosis and
6 anaplasmosis test conducted within 90 days of exhibition ~~(and the~~
7 ~~statement required under par. (a)5.)~~.

8 SECTION 5. The rules contained in this order shall take
9 effect on the first day of the month following publication in the
10 Wisconsin administrative register, as provided in s. 227.22(2)
11 (intro.), Stats.

12 Dated this 8th day of September, 1987.

14 STATE OF WISCONSIN
15 DEPARTMENT OF AGRICULTURE,
16 TRADE AND CONSUMER PROTECTION

17 By Joan M. Arnoldi
18 Joan M. Arnoldi, DVM
19 Administrator
20 Animal Health Division

21 KWM/T6/3/D7
22 8/31/87
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State of Wisconsin

Department of Agriculture, Trade & Consumer Protection

Howard C. Richards
Secretary

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SEP 14 1987

Revisor of Statutes
Bureau

DATE: September 4, 1987

TO: Gary Poulson, Revisor of Statutes Office
Suite 702, 30 W. Mifflin Street

FROM: Joan M. Arnoldi, Administrator, *JMA*
Animal Health Division, Department of Agriculture,
Trade & Consumer Protection

SUBJECT: Clearinghouse Rule 87-26, Chapter Ag 10, Wis. Adm.
Code, relating to rules concerning restrictions on
cattle and American bison imported into this state from
brucellosis class "B" or "C" states.

The following report is provided in connection with the above rule pursuant to s. 227.114(6), Stats.

Final Regulatory Flexibility Analysis

The rule will not have a significant economic impact on a substantial number of small businesses. The rule directly affects the Wisconsin Department of Agriculture, Trade and Consumer Protection and has no significant direct effect on small business.

Comments from Legislative Committees

The rule was referred to the Assembly Agriculture Committee on June 22, 1987 and to the Senate Agriculture, Health and Human Services Committee on June 23, 1987. The Assembly Committee on Agriculture held a hearing on the proposed rule on July 22, 1987; however no modifications to the rule were suggested by the committee.

JMA:clm